

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

THOMSON REUTERS ENTERPRISE)	
CENTRE GMBH and WEST PUBLISHING)	
CORPORATION,)	
)	C.A. No. 20-613-SB
Plaintiffs/Counterdefendants,)	
)	JURY TRIAL DEMANDED
v.)	
)	
ROSS INTELLIGENCE INC.,)	
)	
Defendant/Counterclaimant.)	

**ROSS INTELLIGENCE INC.’S RECORD CITES REFERENCED DURING THE
DECEMBER 5, 2024, MOTION HEARING**

Defendant ROSS Intelligence Inc. submits the following record citations referenced during the December 5, 2024, hearing. The below list is not exhaustive of the record cites in support of ROSS’s motion for summary on fair use or its oppositions to Plaintiffs’ summary judgment on fair use or partial summary judgment on copyright infringement. Additional record cites are included in ROSS’s briefs in support of its arguments. *See* D.I. 677, 710, 713, & 732.

ROSS reserves the right to supplement this list upon review of the transcript.

Record Document	ROSS’s Fair Use Brief (D.I. 677)	ROSS’s Opp. to Plaintiffs’ Fair Use Brief (D.I. 710)	ROSS’s Opp to Plaintiffs’ Infringement Brief (D.I. 713)
Featurization and its impact; training data and its use; lack of Westlaw Content in legal search engine source code; and lack of Westlaw Content as a result of queries	Declaration of Joseph A. Marks, D.I. 689	Declaration of Joseph A. Marks, D.I. 689	Declaration of Joseph A. Marks, D.I. 689
Featurization and its impact; training data and its use; lack of Westlaw Content in legal search engine source code; and	Declaration of Jimoh Ovbiagele, D.I. 680	Declaration of Jimoh Ovbiagele, D.I. 712	Declaration of Jimoh Ovbiagele, D.I. 714

Record Document	ROSS's Fair Use Brief (D.I. 677)	ROSS's Opp. to Plaintiffs' Fair Use Brief (D.I. 710)	ROSS's Opp to Plaintiffs' Infringement Brief (D.I. 713)
lack of Westlaw Content as a result of queries			
Declaration of Warrington Parker	-	-	D.I. 715
Declaration of Jacob Canter	D.I. 690	D.I. 711	D.I. 717
Number of bulk memos with metadata in the filename containing legal topic, number of digest topics and key numbers accused, and three-way algorithmic comparison	Declaration of Barbara Frederiksen-Cross, D.I. 688	Declaration of Barbara Frederiksen-Cross. D.I. 688	Declaration of Barbara Frederiksen-Cross, D.I. 688
LegalEase's Best Practices Guide (TR-0045731 at -734)	Canter Decl. Ex. 58, D.I. 690-28	Suppl. Canter Decl. Ex. 8, D.I. 711-1	Parker Decl. Ex. 28, D.I. 715-6
Email rejecting 500 judicial opinions containing Westlaw content (ROSS-000197949)	Ovbiagele Decl. Ex. 63, D.I. 680-10	Ovbiagele Decl. Ex. 11, D.I. 712-1	Ovbiagele Decl. Ex. 6, D.I. 714-6
Tomas van der Heijden's testimony that the 500 judicial opinions contained "bad data"	Canter Decl. Ex. 54, D.I. 690-28	Suppl. Canter Decl. Ex. 9, D.I. 711-1	-
LegalEase's provision of 91 Topics and ROSS's lack of use	Declaration of Jimoh Ovbiagele, D.I. 680 Canter Decl. Ex. 61, D.I. 680-9 (ROSS-010128683)	-	Declaration of Jimoh Ovbiagele, D.I. 714
Testimony and document reflecting that ROSS did not direct LegalEase to use Westlaw	Canter Decl. Ex. 55, D.I. 690-28 (Teri Whitehead, LegalEase) M. Means Decl. Ex. 71, D.I. 678-71 (ROSS-010164290), which is an	Suppl. Canter Decl. Ex. 7, D.I. 712 (Teri Whithead)	Parker Decl. Ex. 23, D.I. 715-6 (Tariq Hafeez, LegalEase) Parker Decl. Ex. 25, D.I. 715-6 (Teri Whitehead) Parker Decl. Ex. 15, D.I. 715-6 (Andrew Arruda, ROSS)

Record Document	ROSS's Fair Use Brief (D.I. 677)	ROSS's Opp. to Plaintiffs' Fair Use Brief (D.I. 710)	ROSS's Opp to Plaintiffs' Infringement Brief (D.I. 713)
	email from ROSS to LegalEase requesting conduct research with a "reliable source."		
Testimony that contract attorneys were instructed not to copy headnotes into questions	<p>Canter Decl. Ex. 51, D.I. 690-28 (Tariq Hafeez)</p> <p>Canter Decl. Ex. 55, D.I. 690-28 (Teri Whitehead)</p> <p>Canter Decl. Ex. 50, D.I. 690-28 (Christopher Cahn, Morae Global)</p>	<p>Suppl. Canter Decl. Ex. 4, D.I. 711-1 (Tariq Hafeez)</p> <p>Suppl. Canter Decl. Ex. 5, D.I. 711-1 (Christoper Cahn)</p>	<p>Parker Decl. Ex. 23, D.I. 715-6 (Tariq Hafeez)</p> <p>Parker Decl. Ex. 25, D.I. 715-6 (Teri Whitehead)</p> <p>Parker Decl. Ex. 24, D.I. 715-6 (Christopher Cahn)</p>
Document instructing contract attorneys were instructed not to copy headnotes into questions (R-LEGALEASE-00050673 at -673)	Canter Decl. Ex. 59, D.I. 690-28	Suppl. Canter Decl. Ex. 10, D.I. 711-1	Parker Decl. Ex. 29, D.I. 715-6
Document instructing contract attorneys were instructed not to copy headnotes into questions (TR-0047926 at -926)	Canter Decl. Ex. 60, D.I. 690-28	Suppl. Canter Decl. Ex. 11, D.I. 711-1	Parker Decl. Ex. 30, D.I. 715-6
Evidence regarding the scope of infringement alleged:			
21,878 headnotes out of 28 million	Canter Decl. Ex. 20, D.I. 690-12 (Resp. to Interrog.)	Suppl. Canter Decl. Ex. 31 D.I. 711-4 (Resp. to Interrog.)	Parker Decl., Ex. 4, D.I. 715-1 (Plaintiffs' Responses to ROSS's First Set of RFAs)

Record Document	ROSS's Fair Use Brief (D.I. 677)	ROSS's Opp. to Plaintiffs' Fair Use Brief (D.I. 710)	ROSS's Opp to Plaintiffs' Infringement Brief (D.I. 713)
5,473 subtopics/topics out of 100,000 topics in West Key Number System	Canter Decl. Ex. 30, D.I. 690-17 through 690-19(TR-0523445); D.I. 688	Suppl. Canter Decl. Ex. 41, D.I. 711-12 through 711-13 (TR-0523445 at -451); D.I. 688	Parker Decl., Ex. 3, D.I. 715-1; D.I. 688
91 legal topics out of 400 top-level topics	Canter Decl. Ex. 29, D.I. 690-15 (TR-0179830); D.I. 680	Suppl. Canter Decl. Ex. 32, D.I. 711-4 through 711-13 (TR-0179830 at -834-36); D.I. 712	D.I. 714
500 judicial opinions out of 14 million cases contained on Westlaw	Canter Decl. Ex. 23, D.I. 690-12 (Resp. to Interrog.)	Suppl. Canter Decl. Ex. 31, D.I. 711-4 (Resp. to Interrog.)	Parker Decl., Ex. 3, D.I. 715-1 (Resp. to Interrog.)
The Westlaw compilation contains 11,205,374,706 data records	Canter Decl. Ex. 35, D.I. 690-20 (TR-0026188 at -190)	Suppl. Canter Decl. Ex. 40, D.I. 711-9 (TR-0026188 at -190)	Parker Decl. Ex. 2, D.I. 715-1 (TR-0026188 at -190)

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Respectfully submitted,

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